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**SQUIRE
SANDERS**

LEGAL
COUNSEL
WORLDWIDE

SQUIRE, SANDERS & DEMPSEY L.L.P.

600 Hansen Way
Palo Alto, CA 94304-1043
Office: +1.650.856.6500
Fax: +1.650.843.8777

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TO: Patent Technology Center 3620

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COMPANY: U.S. Patent & Trademark Office

PHONE NO.:

FROM: Aaron R. Wininger

DIRECT DIAL NO.: +1.650.843.3375

E-MAIL: awininger@ssd.com

RE: Petition Under 37 CFR §1.59(b) to Expunge Information for
U.S. Patent Application

Entitled: "USER INTERFACE FOR AN ELECTRONIC TRADING SYSTEM"

Serial No.: 09/289,550

Filed: April 9, 1999

Our Ref: 36992.00106 (f/k/a 3854)

Message:

Please see attached Petition Under 37 C.F.R. §1.59(b) to Expunge Information Unintentionally Submitted in an Application which we are submitting via facsimile as of this date. If you have any questions or need additional documentation, please contact Aaron Wininger at the number above. Thank you.

CONFIDENTIALITY NOTICE:

The attached information is **LEGALLY PRIVILEGED AND CONFIDENTIAL** and is intended only for the use of the addressee named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, please be aware that any dissemination, distribution or duplication of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address above via the postal service. Thank you.

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Practitioner's Docket No. 36992.00106 (f/k/a 3854)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Richard W. Friesen, et al.
Application No.: 09 / 289,550 Group No.: 3624
Filed: April 9, 1999 Examiner: Charles R. Kyle
For: USER INTERFACE FOR AN ELECTRONIC TRADING SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE INFORMATION
UNINTENTIONALLY SUBMITTED IN APPLICATION
(M.P.E.P. § 724.05, II, 7th Ed.)

NOTE: A petition to expunge information unintentionally submitted in an application (other than information forming part of the original disclosure) may be filed under 37 CFR 1.59(b). A request to return information that has not been clearly identified as information that may be later subject to such a request by marking and placement in a separate sealed envelope or container shall be treated on a case-by-case basis. M.P.E.P. § 724.05, II, 7th Ed.

NOTE: Unidentified information that is a trade secret, proprietary, or subject to a protective order that is submitted in an Information Disclosure Statement may inadvertently be placed in an Office prior art search file by the examiner due to the lack of such identification and may not be retrievable. M.P.E.P. § 724.05, II, 7th Ed.

1. Applicant respectfully requests that the information submitted on September 29, 2003 entitled as Amendment and Response, and dealing with a response to an office action dated May 7, 2003 be expunged and returned, since it was unintentionally submitted.
2. The above identified information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to :
 - ☐ the party who submitted the information
 - ☒ the party in interest on whose behalf the information was submitted

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

FACSIMILE

☒ transmitted by facsimile to the Patent and Trademark Office.

Date: 11/3/03

Signature

Aaron Wininger, Reg.No. 45,229

(type or print name of person certifying)

(Petition under 37 C.F.R. § 1.59(b) to Expunge Information Unintentionally Submitted in Application [9-56])

—page 1 of 2)

3. The above identified information has not otherwise been made public.
4. Petitioner commits to retain the above identified information for the period of any patent with regard to which this information was submitted.
5. Petitioner submits that the above identified information which is requested to be returned is not material information under 37 C.F.R. § 1.56.
6. Fee

The fee required by 37 C.F.R. § 1.17(i) is to be paid as follows:

- ☐ Enclosed is a check for \$130.00.
- ☒ Charge Account 05-0150 for any fee deficiency.
- ☒ Charge Account 05-0150 the sum of \$130.00.

Reg. No.: 45,229

Tel. No.: (650) 843-3375

Customer No.: 30256


SIGNATURE OF PRACTITIONER

Aaron Wininger

(type or print name of practitioner)

Squire, Sanders & Dempsey L.L.P.
600 Hansen Way

P.O. Address

Palo Alto, CA 94304-1043

Facsimile: (650) 843-8777

(Petition under 37 C.F.R. § 1.59(b) to Expunge Information Unintentionally Submitted in Application [9-56]
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